



CITY OF FREDERICKSBURG, VIRGINIA

CITY COUNCIL

# MINUTES

Council Chambers, 715 Princess Anne Street  
Fredericksburg, Virginia 22401

HON. MARY KATHERINE GREENLAW, MAYOR  
HON. BRADFORD C. ELLIS, VICE -MAYOR, WARD ONE  
HON. KERRY P. DEVINE, AT-LARGE  
HON. MATTHEW J. KELLY, AT-LARGE  
HON. GEORGE C. SOLLEY, WARD TWO  
HON. FREDERIC N. HOWE, III, WARD THREE  
HON. BEATRICE R. PAOLUCCI, WARD FOUR

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**April 23, 2013**

**The Council** of the City of Fredericksburg, Virginia, held a regular session on Tuesday, April 23, 2013, beginning at 7:30 p.m. in the Council Chambers of City Hall.

**City Council Present.** Mayor Mary Katherine Greenlaw presiding. Vice-Mayor Bradford C. Ellis. Councilors Kerry P. Devine, Frederic N. Howe, III, Matthew J. Kelly, Beatrice R. Paolucci and George C. Solley.

**Also Present.** City Manager Beverly R. Cameron, Assistant City Manager Mark Whitley, City Attorney Kathleen Dooley, Assistant City Attorney Robert Eckstrom, Police Chief David Nye, Budget Manager Amanda Lickey, Planning Director Charles Johnston, Senior Planner Erik Nelson, Community Development Planner Marne Sherman, Human Resources Director Robert Bell and Clerk of Council Tonya B. Lacey.

**Opening Prayer and Pledge of Allegiance.** Council was led in prayer by Councilor Frederic N. Howe, III, followed by the Pledge of Allegiance led by David Eckstrom, Boys Scout Troop 170.

**Officer Recognized.** Mayor Greenlaw recognized the presence of Officer Theodore Marrs at this evening's meeting.

**Proclamation Presented Proclaiming May 19 as Marine Corps Historic Half Marathon Day (D13-160).** Mayor Greenlaw presented a

proclamation to Rick Nealis, Marathon Director proclaiming May 19 as Marine Corps Historic Half Marathon Day. Mr. Nealis thanked the City for all it's done for the Historic Half Marathon and he stated that last year there were over 40 states represented.

**Proclamation Presented to Russ Smith (D13-161).** Mayor Greenlaw presented a proclamation to Russ Smith recognizing him for his service with the National Park Service. Mr. Smith thanked the City, he said he has had the opportunity to work with so many dedicated people throughout his time in the City.

**Citizen Comment.** The following speaker came forward to participate in the citizen comment portion of this evening's meeting.

**Jamie Scully**, 1711 Charles Street, member of Architectural Review Board and member of Historic Fredericksburg Foundation and a member of the Task Force, spoke in support of leaving the Riverfront Task Force membership in tack as it is currently. He felt that all of the members had something to bring to the table he also noted that all four wards were represented.

**Council Agenda Presented.** The following items were presented to Council.

7A. Riverfront Taskforce – Councilor Solley.

7B. Riverfront Taskforce – Councilor Kelly.

7C. Budget 2015 – Councilor Paolucci.

7D. Public Works – Councilor Paolucci.

7E. City Taxi's/Fare Metering – Councilor Howe.

7F. R-Board Update – Councilor Howe.

**Riverfront Taskforce (D13-162 thru D13-163) – Councilor Solley and**

Councilor Kelly, Councilor Solley stated that there was no need for reorganization of the Task Force. He said making changes would be arbitrary, because it was a well put together organization. Councilor Solley summarized his memorandum which included the Task Force history, the Task Force membership and their qualifications and the Task Force's current activities. In his memo he also discussed Councilor Kelly's request for reorganization.

Councilor Kelly thanked the Task Force for their work and for being in attendance. He also discussed his disappointment in the lack of information being received from the Task Force. Councilor Kelly would like to see more information on the project, he would like to have more public input and he would like to see Kevin Utt, the City's Chesapeake Bay expert and Bassam Amin the City's Engineer on the Task Force. He states that a lot of the work for the park could be completed before the project is turned over for final concept.

Councilor Devine stated that much of the work Councilor Kelly has been suggesting has been or will be completed as the process moves forward.

Councilor Paolucci stated that the Taskforce should have been restated in 2011 with the new Council. She also expressed her concern for the lack of communication and she requested the minutes and agendas be posted on the Riverfront Task Force web page.

Vice-Mayor Ellis agreed that the minutes needed to be posted to the website and he stated that he did not see any areas where the Task Force was lacking, but if Council felt there was some skill set lacking he suggested making appointments that were needed. He said it would be too dangerous to remove anyone that has been working on it at this point. Vice-Mayor Ellis also stated that if Councilor Kelly wanted to serve on the Task

Force why not appoint him. He also said he would like to have regular quarterly reports at the Council meetings.

Councilor Howe agreed with Vice-Mayor Ellis stating that if Councilor Kelly wanted to serve let him serve. He also said he did not support making any changes to the Task Force he felt it had sufficient coverage and expertise.

Mayor Greenlaw stated that typically Task Forces do not have more than two Councilor's serve. Councilor Kelly stated there have been situations where more than two served such as the Historic Task Force. He explained that there were two members appointed, but another would attend and give input.

Councilor Ellis moved to appoint Councilor Kelly to the Riverfront Task Force; motion was seconded by Councilor Paolucci.

Councilor Solley expressed his dissatisfaction with the appointment and stated that he felt the Riverfront Task Force was being held to different standard than other Task Forces. He said the Historic Task Force was not micromanaged by Council and the minutes were not posted to the web. He said he hoped the appointment of Councilor Kelly would not delay the project in any way. Vice-Mayor Ellis said he hoped Councilor Kelly would not be an obstructionist, but be productive on the Task Force.

The motion passed by the following recorded votes. Ayes (4). Councilors Ellis, Howe, Kelly and Paolucci. Nays (3). Councilors Greenlaw, Devine and Solley.

**Budget 2015** – Councilor Paolucci recommended having pre-budget meetings starting in the fall to try and save man hours during the 2015 budget season.

**Public Works** – Councilor Paolucci thanked the Public Works, Fire and Police for their quick responses during the storms on Saturday.

**City Taxi's/Fare Metering** – Councilor Howe said he had spoken with Mr. Haney with one of the local cab companies and he has a petition signed by 60 out of the 75 taxi cab drivers who support metering the cabs. Councilor Howe said they would like to see: a fare increase, medallions to be used in place of certificates and meters in all taxi cabs and he would like to see standards for all drivers. Councilor Howe said he would like Council to consider an ordinance change at the next Council meeting.

**R-Board Update** – Councilor Howe updated Council on the waste energy proposal that the R-Board was considering and he said there would be a lease agreement for Council's consideration in the near future.

**Budget 2015** – Councilor Paolucci stated that she failed to mention that she would like a work session to review the Public Auditors Report and she would like staff to provide a memo on what the data represents.

**City Manager's Consent Agenda Accepted for Transmittal as Recommended (D13-164 thru D13-171).** Following review and as recommended, Councilor Kelly moved approval of the City Manager's consent agenda; motion was seconded by Councilor Paolucci and passed by the following unanimously recorded votes. Ayes (7). Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

- Transmittal of the FRED Transit Progress Report – March 2013 (D13-164).
- Transmittal of a Report on the January Point-in-Time Count of Homeless Persons in the Planning District (D13-165).
- Resolution 13-29, Adopting the Annual Action Plan for Community

Development Programs (D13-166).

- Resolution 13-30, Authorizing the City Manager and the Chief of Police to Execute a Law Enforcement Mutual Aid Agreement with the Stafford County Sheriff (D13-167).
- Transmittal of Boards and Commission Minutes
  - Economic Development Authority – March 11, 2013 (D13-168).
  - Fredericksburg Arts Commission – March 7, 2013 (D13-169).
  - Planning Commission – March 13, 2013 (D13-170).
  - Potomac & Rappahannock Transportation – March 7, 2013 (D13-171).

**Resolution 13-31, Approved, Authorizing the Sons of the Confederate Veterans to Seek the Memorial Advisory Commission's Consideration of a Memorial Plaque to be Placed within the City Right-of-Way Along Cowan Boulevard Near the Smith Run Trail (D13-172).**

Upon a motion and as recommended Councilor Kelly moved to approve Resolution 13-31, authorizing the Sons of the Confederate Veterans to seek the Memorial Advisory Commission's consideration of a memorial plaque to be placed within the City right-of-way along Cowan Boulevard near the Smith Run Trail; motion was seconded by Vice-Mayor Ellis and passed by the following unanimously recorded votes. Ayes (7).

Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

**Resolution 13-32, Approved, Authorizing the City Attorney to Negotiate the Relocation of a City-Owned Right-of-Way Easement Over**

**the Land of Gordon Yarboro in Spotsylvania County (D13-173).** Upon a motion and as recommended Councilor Kelly moved to approve Resolution 13-32, authorizing the City Attorney to negotiate the relocation of a City-owned right-of-way easement over the land of Gordon Yarboro in Spotsylvania County; motion was seconded by Councilor Howe and passed by the following unanimously recorded votes. Ayes (7). Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

**Ordinance 13-08, First Read Approved, Amending the Refuse Collection, Water and Sewer Service Fees, Rates, and Charges for Fiscal Year 2014 (D13-174).** Upon a motion and as recommended Councilor Paolucci moved to approve Ordinance 13-08, on first read, amending the refuse collection, water and sewer service fees, rates and charges for fiscal year 2014; motion was seconded by Howe and passed by the following unanimously recorded votes. Ayes (7). Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

**Setting the Real Estate Tax Rate at \$0.78 per Every \$100.00 of Assessed Value of Real Estate for Fiscal Year 2014 (D13-175).** This item was withdrawn from the agenda.

**Appropriating Funds for Fiscal Year Beginning July 1, 2013 through June 30, 2014 (D13-176).** This item was withdrawn from the agenda.

**Resolution 13-33, Approved, Authorizing the City Manager to Award a Contract for Health Insurance Administrative Services and Reinsurance to Cigna for Fiscal Year 2014 (D13-177).** Upon a motion and as recommended Councilor Paolucci moved to approve Resolution 13-33, authorizing the

City Manager to award a contract for health insurance administrative services and reinsurance to Cigna for fiscal year 2014; motion was seconded by Councilor Howe and passed by the following unanimously recorded votes. Ayes (7). Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

**Resolution 13-34, First Read Approved, Amending the Fiscal Year 2013 Budget to Add to the Fund Balance Assigned for Health Insurance Claims and to Appropriate \$613,038 for Health Insurance Claims Run-Out (D13-178).** Upon a motion and as recommended Councilor Howe moved to approve Resolution 13-34, on first read, amending the fiscal year 2013 budget to add to the fund balance assigned for health insurance claims and to appropriate \$613,038 for health insurance claims run-out; motion was seconded by Councilor Paolucci and passed by the following unanimously recorded votes. Ayes (7). Councilors Greenlaw, Ellis, Devine, Howe, Kelly, Paolucci and Solley. Nays (0).

**City Manager's Report and Council Calendar (D13-179 thru D13-180).** City Manager Cameron asked if there were any questions regarding the Manager's report or the Council Calendar. Activities highlighted on the report were as follows: Building and Development Official Elected to Leadership Position in Professional Association, Energy Training Class, Route 3 Traffic Signal Timing Optimization, the Academy for Financial Empowerment, Continuum of Care Received HUD Renewal Funding, and Magistrate's Office Relocation.

**Adjournment.** There being no further business to come before the Council at this time, Mayor Greenlaw declared the meeting officially adjourned at 9:22 p.m.



Mary Katherine Greenlaw  
Mary Katherine Greenlaw, Mayor

APPROVED

5-14-13

Tonya B. Lacey  
Tonya B. Lacey, Clerk of Council, CMC

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